



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

4601 N Monroe Street • Spokane, Washington 99205-1295 • (509)329-3400

August 24, 2010

Clarkston Golf and Country Club
1676 Elm Street
Clarkston, Washington 99403

Re: Ground Water Permit No G3-29186

In response to your request, you are hereby granted an extension to begin construction for the reason(s) below:

This permit was originally issued in 1994 as an alternate source to Surface Water Certificate No. G3-24424C. The request for an alternate source was prompted by the drawdown of Lower Granite Lake. This drawdown issue resulted in federal court litigation that is still ongoing. The golf course only proposes to develop this right if the drawdown becomes permanent or breaching of the dam occurs. If the water level of the lake is restored, they propose to withdraw this application for ground water. Multiple extensions have been requested and approved awaiting the outcome of the litigation.

As with any water right in the permit/construction phase it is required, that "due diligence (RCW 90.03)" must be shown in proceeding with development of the project. It is also required that any requests for extensions to the development schedule of a permit, must be evaluated based on the "good faith" of the applicant under RCW 90.03.320. This permit will be reevaluated as it pertains to any development extensions that may be requested at the time Beginning of Construction is due to determine if the project is being developed with due diligence and that the permit holder is acting in good faith. A lack of due diligence by not developing the permit soon after a decision is reached on the drawdown litigation may result in cancellation of this permit.

In review of your request for extension and the history of the permit, it appears that this project is being pursued in good faith. We will grant you an additional three years to begin construction of your project.

The new deadline to submit your *Construction Notice* is **July 1, 2013**.

Department of Ecology personnel, upon presentation of proper credentials, shall have access at reasonable times, to the project location, and to inspect at reasonable times, records of water use, wells, diversions, measuring devices and associated distribution systems for compliance with water law.

You have a right to appeal this decision. To appeal this you must:

- File your appeal with the Pollution Control Hearings Board within 30 days of the "date of receipt" of this document. Filing means actual receipt by the Board during regular office hours.
- Serve your appeal on the Department of Ecology within 30 days of the "date of receipt" of this document. Service may be accomplished by any of the procedures identified in WAC 371-08-305(10). "Date of receipt" is defined at RCW 43.21B.001(2).



Be sure to do the following:

- Include a copy of this document that you are appealing with your *Notice of Appeal*.
- Serve and file your appeal in paper form; electronic copies are not accepted.

1. To file your appeal with the Pollution Control Hearings Board

Mail appeal to:

The Pollution Control Hearings Board
PO Box 40903
Olympia WA 98504-0903

OR

Deliver your appeal in person to:

The Pollution Control Hearings Board
4224 – 6th Ave SE Rowe Six, Bldg 2
Lacey WA 98503

2. To serve your appeal on the Department of Ecology

Mail appeal to:

The Department of Ecology
Appeals Coordinator
PO Box 47608
Olympia WA 98504-7608

OR

Deliver your appeal in person to:

The Department of Ecology
Appeals Coordinator
300 Desmond Dr SE
Lacey WA 98503

3. And send a copy of your appeal to:

Keith L. Stoffel
Department of Ecology
Eastern Regional Office
4601 N. Monroe Street
Spokane, WA 99205

For additional information visit the Environmental Hearings Office Website: <http://www.eho.wa.gov>.

To find laws and agency rules visit the Washington State Legislature Website:

<http://www1.leg.wa.gov/CodeReviser>.

If you have any questions, please contact Dan Tolleson at 509-329-3526.

Sincerely,



Keith L. Stoffel
Section Manager
Water Resources Program
Eastern Regional Office

KLS/DT:md

W: Extensions/letters/Tolleson/2010/Clarkston Country Club G3-29186 8-24-2010.doc

Enclosures: *Construction Notice*
Your Right to Be Heard

cc: James W. Givens, 1026 F Street, PO Box 875, Lewiston, ID 93501

I certify that I mailed this letter or an identical copy thereof, postage prepaid, to the above addressee(s) this 24 day of August, 2010.

Water Resources Program, Secretary Senior, Molly A. Davis Molly A. Davis.